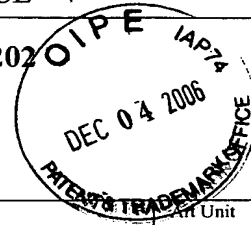


U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

**RESPONSE TO NOTICE TO COMPLY WITH  
REQUIREMENTS FOR PATENT  
APPLICATIONS CONTAINING NUCLEOTIDE  
SEQUENCE AND/OR AMINO ACID  
SEQUENCE DISCLOSURES**

Docket Number:  
**13101/48202**



Application Number  
**10/732,859**

Filing Date  
**December 9, 2003**

Examiner  
**To Be Assigned**

Art Unit  
**1636**

Invention Title  
**CONTROL OF GENE EXPRESSION IN  
EUKARYOTES**

Inventor(s)  
**Türck et al.**

Address to:  
Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the  
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Alexandria, VA 22313-1450 on 4/30, 2006

By:   
Anthony Giacchino (Reg. No. 539,684)

SIR:

In response to the Notice to Comply With Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures mailed September 7, 2006, a copy of which is enclosed, applicants submit herewith the following:

- Substitute computer readable form copy of the Sequence Listing (one diskette) and sequence listing in paper form (22 pages);
- Statements in accordance with 37 CFR §1.821(g), (c) and (e) that the content of the substitute sequence listing contains no new matter and that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper) sequence listing and that it includes no new matter; and
- Copy of the Notice to Comply dated September 7, 2006.

Applicants hereby request a **one-month extension of time** for responding to the Notice of September 7, 2006, which set a **two-month** period for response. The extended period for response expires on December 9, 2006. Please charge the **\$120.00** extension fee to the deposit account of Kenyon & Kenyon LLP, deposit account number **11-0600**. The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to the deposit account of Kenyon & Kenyon LLP, Deposit Account No. 11-0600. A copy of this sheet is enclosed.

12/05/2006 MGBREM1 00000019 110600 10732859

Respectfully submitted, C:1251

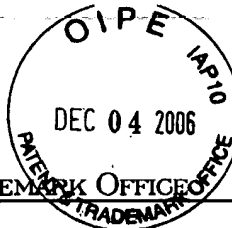
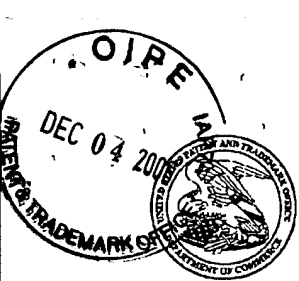
120.00 DA

Dated: Apr 30, 2006

By:

Anthony Giacchino, (Reg. No. 39,684)  
KENYON & KENYON LLP  
One Broadway  
New York, N.Y. 10004  
(212) 425-7200 (telephone)  
(212) 425-5288 (facsimile)

**CUSTOMER NUMBER 26646**

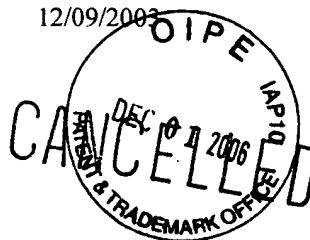


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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/732,859	12/09/2003	Jutta Anna Turck	13101/48202

Anthony Giaccio, Esq.  
 KENYON & KENYON  
 One Broadway  
 New York, NY 10004



CONFIRMATION NO. 9112  
 FORMALITIES  
 LETTER

Date Mailed: 09/07/2006

### NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

*Filing Date Granted*

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

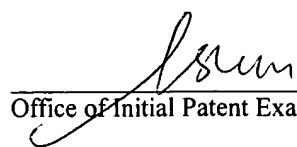
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked-up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

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- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)

Replies should be mailed to: Mail Stop Missing Parts  
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*A copy of this notice **MUST** be returned with the reply.*



Office of Initial Patent Examination (571) 272-4000, or 1-800-PTO-9199, or 1-800-972-6382  
PART 2 - COPY TO BE RETURNED WITH RESPONSE